

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 679

BY APPROPRIATIONS COMMITTEE

AN ACT

REDUCING THE APPROPRIATION TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2010; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2010; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2010; APPROPRIATING MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2011; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; EXEMPTING THE DEPARTMENT FROM CERTAIN APPROPRIATION TRANSFER LIMITATIONS FOR FISCAL YEAR 2010; EXEMPTING THE DEPARTMENT FROM CERTAIN APPROPRIATION TRANSFER LIMITATIONS FOR FISCAL YEAR 2011; AND DECLARING AN EMERGENCY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. Notwithstanding any other provision of law to the contrary, the appropriation made in Section 1, Chapter 338, Laws of 2009, to the Department of Correction is hereby reduced by the following amounts for the designated programs, according to the designated expense classes from the listed fund for the period July 1, 2009, through June 30, 2010:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
I. MANAGEMENT SERVICES:				
FROM:				
General Fund	\$266,000	\$437,400		\$703,400
II. STATE PRISONS:				
A. PRISONS ADMINISTRATION:				
FROM:				
General Fund	\$27,300	\$27,800		\$55,100
B. IDAHO STATE CORRECTIONAL INSTITUTION - BOISE:				
FROM:				
General Fund	\$619,600	\$858,900	\$41,000	\$1,519,500
C. IDAHO CORRECTIONAL INSTITUTION - OROFINO:				
FROM:				
General Fund	\$184,600	\$378,200		\$562,800
D. NORTH IDAHO CORRECTIONAL INSTITUTION - COTTONWOOD:				
FROM:				
General Fund	\$136,700	\$236,600		\$373,300
E. SOUTH IDAHO CORRECTIONAL INSTITUTION - BOISE:				
FROM:				

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
General Fund	\$172,600	\$335,700		\$508,300
F. IDAHO MAXIMUM SECURITY INSTITUTION - BOISE:				
FROM:				
General Fund	\$225,100	\$469,000		\$694,100
G. ST. ANTHONY WORK CAMP:				
FROM:				
General Fund	\$56,000	\$112,300		\$168,300
H. POCATELLO WOMEN'S CORRECTIONAL CENTER:				
FROM:				
General Fund	\$134,700	\$239,300		\$374,000
I. SOUTH BOISE WOMEN'S CORRECTIONAL CENTER:				
FROM:				
General Fund	\$83,400	\$153,600		\$237,000
III. PRIVATE PRISONS:				
FROM:				
General Fund		\$1,842,100		\$1,842,100
IV. COUNTY & OUT-OF-STATE PLACEMENT:				
FROM:				
General Fund		\$269,300		\$269,300
V. CORRECTIONAL ALTERNATIVE PLACEMENT:				
FROM:				
General Fund		\$175,900		\$175,900
VI. COMMUNITY CORRECTIONS:				
A. COMMUNITY SUPERVISION:				
FROM:				
General Fund	\$288,200	\$635,600		\$923,800
B. COMMUNITY WORK CENTERS:				
FROM:				
General Fund	\$49,400	\$187,300		\$236,700
VII. EDUCATION & TREATMENT:				
FROM:				
General Fund	\$49,700	\$98,600		\$148,300
VIII. MEDICAL SERVICES:				
FROM:				
General Fund		\$1,600,600		\$1,600,600
GRAND TOTAL	\$2,293,300	\$8,058,200	\$41,000	\$10,392,500

SECTION 2. In addition to the appropriation made in Section 1, Chapter 338, Laws of 2009, there is hereby appropriated to the Department of Correction the following amounts to be expended for the designated programs according to the designated expense classes from the listed funds for the period July 1, 2009, through June 30, 2010:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	TOTAL
I. STATE PRISONS:			
A. PRISONS ADMINISTRATION:			
FROM:			
General Fund		\$54,500	\$54,500
B. IDAHO STATE CORRECTIONAL INSTITUTION - BOISE:			
FROM:			
General Fund	\$112,100		\$112,100
Miscellaneous Revenue			
Fund	<u>100,000</u>		<u>100,000</u>
TOTAL	\$212,100		\$212,100
II. PRIVATE PRISONS:			
FROM:			
General Fund		\$2,677,900	\$2,677,900
III. COUNTY & OUT-OF-STATE PLACEMENT:			
FROM:			
General Fund		\$2,869,300	\$2,869,300
Federal Grant Fund		<u>400,000</u>	<u>400,000</u>
TOTAL		\$3,269,300	\$3,269,300
IV. CORRECTIONAL ALTERNATIVE PLACEMENT:			
FROM:			
General Fund		\$175,900	\$175,900
V. COMMUNITY CORRECTIONS:			
A. COMMUNITY SUPERVISION:			
FROM:			
Drug and Mental Health Court Supervision			
Fund	\$57,100		\$57,100
B. COMMUNITY WORK CENTERS:			
FROM:			
Inmate Labor Fund	\$57,600	\$187,300	\$244,900

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	TOTAL
VI. MEDICAL SERVICES:			
FROM:			
General Fund		\$1,600,600	\$1,600,600
GRAND TOTAL	\$326,800	\$7,965,500	\$8,292,300

SECTION 3. In addition to the appropriation made in Section 1, Chapter 338, Laws of 2009, there is hereby appropriated to the Department of Correction the following amounts to be expended for the designated programs according to the designated expense classes from the listed funds for the period July 1, 2009, through June 30, 2010:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
I. MANAGEMENT SERVICES:				
FROM:				
Miscellaneous Revenue Fund		\$111,900	\$45,200	\$157,100
II. STATE PRISONS:				
A. PRISONS ADMINISTRATION:				
FROM:				
Federal Grant Fund			\$72,300	\$72,300
B. IDAHO STATE CORRECTIONAL INSTITUTION - BOISE:				
FROM:				
Miscellaneous Revenue Fund	\$200,000	\$580,600		\$780,600
Penitentiary Endowment Income Fund		<u>180,000</u>		<u>180,000</u>
TOTAL	\$200,000	\$760,600		\$960,600
C. NORTH IDAHO CORRECTIONAL INSTITUTION - COTTONWOOD:				
FROM:				
Miscellaneous Revenue Fund	\$200,000			\$200,000
III. COMMUNITY CORRECTIONS:				
A. COMMUNITY SUPERVISION:				
FROM:				
Drug and Mental Health Court Supervision Fund	\$250,000			\$250,000
Federal Grant Fund		<u>\$129,500</u>		<u>129,500</u>
TOTAL	\$250,000	\$129,500		\$379,500

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
IV. EDUCATION & TREATMENT:				
FROM:				
Federal Grant Fund	\$150,000	\$99,400		\$249,400
VIII. MEDICAL SERVICES:				
FROM:				
Miscellaneous Revenue Fund		\$90,000		\$90,000
GRAND TOTAL	\$800,000	\$1,191,400	\$117,500	\$2,108,900

SECTION 4. There is hereby appropriated to the Department of Correction the following amount to be expended for the designated programs according to the designated expense classes from the listed funds for the period July 1, 2010, through June 30, 2011:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
I. MANAGEMENT SERVICES:				
FROM:				
General Fund	\$6,477,800	\$3,082,900		\$9,560,700
Inmate Labor Fund	33,200			33,200
Parolee Supervision				
Fund	151,600	92,300		243,900
American Reinvestment				
Fund	276,600			276,600
Miscellaneous Revenue Fund	<u>131,300</u>	<u>93,200</u>		<u>224,500</u>
TOTAL	\$7,070,500	\$3,268,400		\$10,338,900
II. STATE PRISONS:				
A. PRISONS ADMINISTRATION:				
FROM:				
General Fund	\$669,700	\$50,700		\$720,400
American Reinvestment				
Fund	26,000			26,000
Miscellaneous Revenue				
Fund	<u>156,600</u>	<u>56,900</u>		<u>213,500</u>
TOTAL	\$852,300	\$107,600		\$959,900

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
B. IDAHO STATE CORRECTIONAL INSTITUTION - BOISE:				
FROM:				
General Fund	\$16,440,400	\$3,076,100		\$19,516,500
Inmate Labor Fund		47,200		47,200
American Reinvestment Fund	367,200			367,200
Miscellaneous Revenue Fund	510,700	137,900		648,600
Penitentiary Endowment Income Fund		728,500	\$166,600	895,100
Federal Grant Fund	<u>134,000</u>			<u>134,000</u>
TOTAL	\$17,452,300	\$3,989,700	\$166,600	\$21,608,600
C. IDAHO CORRECTIONAL INSTITUTION - OROFINO:				
FROM:				
General Fund	\$6,104,900	\$1,259,500		\$7,364,400
Inmate Labor Fund	848,100	688,700	\$53,000	1,589,800
American Reinvestment Fund	123,200			123,200
Miscellaneous Revenue Fund	<u>49,800</u>	<u>52,500</u>		<u>102,300</u>
TOTAL	\$7,126,000	\$2,000,700	\$53,000	\$9,179,700
D. NORTH IDAHO CORRECTIONAL INSTITUTION - COTTONWOOD:				
FROM:				
General Fund	\$3,759,400	\$989,300		\$4,748,700
Inmate Labor Fund		32,600		32,600
American Reinvestment Fund	116,400			116,400
Miscellaneous Revenue Fund	<u>44,000</u>	<u>140,600</u>		<u>184,600</u>
TOTAL	\$3,919,800	\$1,162,500		\$5,082,300
E. SOUTH IDAHO CORRECTIONAL INSTITUTION - BOISE:				
FROM:				
General Fund	\$5,089,400	\$1,404,500		\$6,493,900
Inmate Labor Fund	853,300	456,400	\$98,500	1,408,200
American Reinvestment Fund	134,200			134,200
Miscellaneous Revenue Fund	85,100	47,100		132,200

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
Federal Grant Fund	<u>54,000</u>			<u>54,000</u>
TOTAL	\$6,216,000	\$1,908,000	\$98,500	\$8,222,500
F. IDAHO MAXIMUM SECURITY INSTITUTION - BOISE:				
FROM:				
General Fund	\$7,350,500	\$1,641,700		\$8,992,200
Inmate Labor Fund		23,600		23,600
American Reinvestment Fund	155,600			155,600
Miscellaneous Revenue Fund	<u>53,700</u>	<u>50,300</u>		<u>104,000</u>
TOTAL	\$7,559,800	\$1,715,600		\$9,275,400
G. ST. ANTHONY WORK CAMP:				
FROM:				
General Fund	\$1,819,100	\$377,800		\$2,196,900
Inmate Labor Fund	756,000	514,800	\$120,800	1,391,600
American Reinvestment Fund	38,200			38,200
Miscellaneous Revenue Fund		<u>15,500</u>		<u>15,500</u>
TOTAL	\$2,613,300	\$908,100	\$120,800	\$3,642,200
H. POCATELLO WOMEN'S CORRECTIONAL CENTER:				
FROM:				
General Fund	\$4,131,200	\$809,100		\$4,940,300
Inmate Labor Fund	239,700	75,900		315,600
American Reinvestment Fund	105,200			105,200
Miscellaneous Revenue Fund	<u>209,300</u>	<u>20,000</u>		<u>229,300</u>
TOTAL	\$4,685,400	\$905,000		\$5,590,400
I. SOUTH BOISE WOMEN'S CORRECTIONAL CENTER:				
FROM:				
General Fund	\$2,427,900	\$637,500		\$3,065,400
American Reinvestment Fund	67,800			67,800
Miscellaneous Revenue Fund		<u>5,200</u>		<u>5,200</u>
TOTAL	\$2,495,700	\$642,700		\$3,138,400
DIVISION TOTAL	\$52,920,600	\$13,339,900	\$438,900	\$66,699,400

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
1				
2				
3				
4	III. PRIVATE PRISONS:			
5	FROM:			
6	General Fund	\$26,800,300		\$26,800,300
7	IV. COUNTY & OUT-OF-STATE PLACEMENT:			
8	FROM:			
9	General Fund	\$6,578,400		\$6,578,400
10	Federal Grant Fund	<u>83,700</u>		<u>83,700</u>
11	TOTAL	\$6,662,100		\$6,662,100
12	V. CORRECTIONAL ALTERNATIVE PLACEMENT:			
13	FROM:			
14	General Fund	\$4,656,700	\$683,200	\$5,339,900
15	VI. COMMUNITY CORRECTIONS:			
16	A. COMMUNITY SUPERVISION:			
17	FROM:			
18	General Fund	\$10,711,700	\$1,472,600	\$12,184,300
19	Parolee Supervision Fund	5,076,400	1,154,800	6,656,000
20	Drug and Mental Health			
21	Court Supervision			
22	Fund	380,900	27,200	408,100
23	American Reinvestment			
24	Fund	<u>462,200</u>		<u>462,200</u>
25	TOTAL	\$16,631,200	\$2,654,600	\$19,710,600
26	B. COMMUNITY WORK CENTERS:			
27	FROM:			
28	General Fund	\$2,998,900	\$19,900	\$3,018,800
29	Inmate Labor Fund	560,600	1,555,800	2,444,100
30	American Reinvestment			
31	Fund	73,200		73,200
32	Miscellaneous Revenue			
33	Fund		<u>29,700</u>	<u>29,700</u>
34	TOTAL	\$3,632,700	\$1,605,400	\$5,565,800
35	DIVISION TOTAL	\$20,263,900	\$4,260,000	\$25,276,400
36	VII. EDUCATION & TREATMENT:			
37	FROM:			
38	General Fund	\$1,327,100	\$875,800	\$2,202,900
39	Inmate Labor Fund		84,100	84,100

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	TOTAL
American Reinvestment Fund	54,200			54,200
Miscellaneous Revenue Fund	84,800	59,500		144,300
Federal Grant Fund	<u>305,800</u>	<u>622,200</u>		<u>928,000</u>
TOTAL	\$1,771,900	\$1,641,600		\$3,413,500
VIII. MEDICAL SERVICES:				
FROM:				
General Fund		\$22,048,800		\$22,048,800
Miscellaneous Revenue Fund		<u>81,000</u>		<u>81,000</u>
TOTAL		\$22,129,800		\$22,129,800
GRAND TOTAL	\$82,026,900	\$82,758,800	\$1,874,600	\$166,660,300

SECTION 5. AUTHORIZED FULL-TIME EQUIVALENT POSITIONS. In accordance with Section 67-3519, Idaho Code, the Department of Correction is authorized no more than one thousand five hundred eighty-two and forty-three one hundredths (1,582.43) full-time equivalent positions at any point during the period July 1, 2010, through June 30, 2011, for the programs specified in Section 4 of this act, unless specifically authorized by the Governor. The Joint Finance-Appropriations Committee will be notified promptly of any increased positions so authorized.

SECTION 6. EXEMPTION FROM TRANSFER LIMITATIONS FOR FISCAL YEAR 2010. To provide maximum flexibility in dealing with reduced appropriations for Fiscal Year 2010, the Department of Correction is hereby exempted from the provisions of Section 67-3511, Idaho Code, for all moneys appropriated to it for the period July 1, 2009, through June 30, 2010. Legislative appropriations shall not be transferred from one fund to another fund, however, unless expressly approved by the Legislature.

SECTION 7. EXEMPTION FROM TRANSFER LIMITATIONS FOR FISCAL YEAR 2011. To provide maximum flexibility in dealing with reduced appropriations for Fiscal Year 2011, the Department of Correction is hereby exempted from the provisions of Section 67-3511, Idaho Code, for all moneys appropriated to it for the period July 1, 2010, through June 30, 2011. Legislative appropriations shall not be transferred from one fund to another fund, however, unless expressly approved by the Legislature.

SECTION 8. An emergency existing therefor, which emergency is hereby declared to exist, Sections 1, 2, 3 and 6 of this act shall be in full force and effect on and after passage and approval.